App F IX 4

Previous References

1953-54
(C M)

File No 27-53-

Serial Nos 26, 27
56, 57

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 4

Part B for June 1953

SUBJECT

Draft Bye-laws framed under the city of Bangalore Municipal corporation Act 1949

WD 01425—GPB—25 000—1 9 1952

L 3273-76/ Dated 13 6 53

The Commissioner, corporation of the city of Bangalore
" Director of Public Health
" Controller, S A D
" Auditor, Corporation of the city of Bangalore

Sanctions

(P) 17/(B)

5404/mk

Bye laws for the construction and cleansing of Cess-pools in B'lore city

---

Proc

The Commissioner Bl Corpn vr A1 (CAS)/52-53 dated 4.10.52 forwards the draft of the bye-laws for approval tentatively as sanctioned in Co-vote dated 25-7-52

The draft is reported to have been based on the bye-laws in force in the Madras Corporation a copy of which is also sent enclosed for Board's reference

2) The bye laws appear to be administratively acceptable

3) A Government notification of Exemption under the provisions of Sec 371 of the Corporation Act as suggested by the Law Secretary and sent for the Commr's letter dated 6.2.53 (vr ref 1002/52-53) is put up

4) The file may now be referred to the Law Secretary for scrutiny of the bye-laws and remarks

Recd 11 APR 387

Recd 8/4/53

Secy Law Dept 7/4/53

Sra 8/4/53

Bye laws for the Construction and Cleaning of Cess pools

54046 Mc 85/LD 2

7) for scrutiny

15/4

Law Secy

SECRETARY TO GOVERNMENT
LAW DEPARTMENT
15 APR 1953

16/4

9) The draft Byelaws are in order It is presumed that the provisions of s 373 regarding publication of the byelaws in the Kenya Gazette is being complied with by the Administration before such byelaws are published under the Corporation Act (Law Secy)

LEGISLATIVE D
GENERAL & REVENUE
16 APR 1953

10) 21/4

21/4/53

Mas 21 4 53

Secy Local Govt

23/4

SECRETARY TO GOVERNMENT
LAW DEPARTMENT
673
22 APR 1953

SECRETARY TO GOVERNMENT
LAW DEPARTMENT
24 APR 1953

12) for approval

29/4

Members

13) 29/4/53

30/4

OFFICE OF THE MINISTER FOR PUBLIC HEALTH & LOCAL SELF GOVERNMENT
29 APR 1953
No 516

SECRETARY TO GOVERNMENT
LAW DEPARTMENT
1197
30 APR 1953

Bye-laws for the construction and cleaning of Cess pools

3

[App F 111 2

General and Revenue Secretariat

File No 5404/ of 1298/ml 19

WD 02 01—CPB—10 000—7 1 53

Serial No

14) State reserving the orders to save bye-laws on the subject framed under the old Law are now in force may have to be superseded where the Commissioner has to be requested to communicate the number and date of the order sanctioning the previous bye-laws, if any in force now

15) A draft letter to the Corporation Commissioner is put up for approval or other orders

Ag 5/5/53

BM 7/5/53

16) Issued

Mahi

To

The Commissioner Bl'ore Corpn

No A 2176/CR 27 53-27 Dt 15 5 53

Calls for information

See A-16/5/53

Ag

To

The Commissioner, Bl'ore Corpn

No A 1 (45)/52 53 Dt 22 5 53

States that there are no bye-laws in force on the subject now

17) Draft G O is put up for approval

Issued

Mahi

Ag 4/6/53

BM 5/6

NOTE—Contn Sheet

File No 4 of 13

General and Revenue Secretariat

Serial No

To

The Commr Coorg Bangalore
" D P H (Mysore)
" C, S A D
" Auditor Coorg
L 3273-76/A 13-6-53
C dt 27-5-53-54
Sanctions

1 CM 27-53-26

CORPORATION OF THE CITY OF BANGALORE

GENERAL & REVENUE SECRETARIAT
5404
20 OCT 52
MUNICIPAL BRANCH

No A 1(45)/52-53 — Corporation Offices, Bangalore — Dated 4th October 1952

From

B M ABU BAKER LSQ MA (Hons)
Commissioner
Corporation of the City of Bangalore
Bangalore

To

The Secretary to the Government of Mysore,
Local Self-Government Department,
BANGALORE

Sir,

Subject - Draft bye-laws framed under the City of Bangalore Municipal Corporation Act, 1949
Reference - Your U.O. Note No 129 dated 25th July 1952

I forward herewith for favour of sanction of the Government under Section 370 of the City of Bangalore Municipal Corporation Act, 1949, a draft of the bye-laws framed by the Bangalore Corporation under sub-sections (7)(e) and (8) of Section 367 of the Act, for the construction and cleansing of cess-pools in the City of Bangalore

2 The draft bye-laws are based on the bye-laws framed by the Madras Corporation, a copy of which is enclosed for reference and return

Forwarded with compliments

(B V LANKAPPA),
MAYOR

MVL
4-10-52

Yours faithfully,

(B M ABU BAKER),
COMMISSIONER

4/10/52

2

Office of the Commissioner, Corporation of Bangalore

No A I C 15/50 **Dated the 26th March, 1951**

NOTICE

The appended draft bye laws are publ shed under Section 371 of the City of Bangalore Muni c pal Corpo at on Act 1 94 for the nformat on of the p bl c The dr fts will be proceeded with s la d down in Sub Sect on [b] of S ct on 371 of the Act Printed copi s of the d aft bye laws are kept at the Municip al offices (City and Civil Stat on areas) for public in pection and all persons are permitted to per use them at any reasonable time free of charge Printed copies of the dr ft bye laws will also be sold to any person requiring them on payment of one anna per draft bye-law

MIR SAFDAR HUSSAIN
Commissioner
read with Section 368

Bye Laws fr med by the Ci y of Ba galore Mun c p l Co po at on under clause [e] of Sub Section [7] and Sub S ct o [8] of Sect c 367 of the City of B galore Munic pal Corporation Act, 1949 [Act No LXIX of 1949] for the Con truct o and Clean ng of Cess Pools in the City of Bangalore

1 No owne or occupier of a y pren ses shall con tru t a cess pool —

[a] witho it the wr tten perm ss on of the Corporation Engineer

[b] oth wise than in accordance with the p ovisions of the bye laws hereinafter contai ed

2 POSITION —

Every cess pool shall be—

[a] not less than 20 f om any well

[b] not l ss tha 60 from any sp ng or stream of water used or likely to be used by man for drinking or domestic purposes or for the manufacture of preparation of articles of food and drink for hu nan consumption or for the cleaning of vessels with a view to the preparation or sale of such arti les and otherwi e in such a position as not to render any such water liable to pollution

3 CONSTRUCTION —

Eve y ce pool shall be so cons ucted as to be impervious to l qu d either from the outside or the inside and f co tructed of b ickwork shall be rendered inside w th cement and sand in suitable propo t ons or prope ly a phalted and f const ucted in a so l liable to be water logged shall be backed with not less th n 9 of well p ddled clay The top of the wall of every cess pool shall be at least 6 above the su face of the gro nd

4 PROVISION OF COVER AND TRAP —

Every cess pool shall be clo ely covered and fitted with an air tight frame and cover or trap door a g lly trap be ng p ovided at the te m nal of the house drain where it enters the cess pool or at the commencement of the house d ain whe e the d a n is a covered or pipe d ain

5 VENTILATION —

Every cess pool shall be ventilated by a cast iron or galvanized iron pipe not less than 3 in d amete The e t latio p pe shall be protected at the top by a wire d me or mica flap opening outwards and sh ll be carried to a height of not le s than 6 beyond the highest part of the eaves of any house within a d ta c of 30 the efrom

6 SIZE OF CESS POO —

Every cess pool hall be of such dimen ions as to hold at least twenty four hours flow of the s llage or sewage of the prem s drained thereby or shall be of such larger size as may be required by the Corporatio E gi er

7 CLEANSING OF CESS POOL —

Eve y ces pool sh ll be so onstructed and situated that there shall be ready means of access for cleans it and fo remov ng ts contents without carryi g them through any dwelling house or pi blic b ld ng or any build ng in which any pe son is emi loyed in any manufacture trade or business

Every cess pool shall be emptied and cleansed at least once in twenty four hours or more often if so req i ed by the Corporat on Eng neer

The owner or occupier of any premises to which a ces pool is attached shall not allow the ontents of the cess p ol to overflow or soak therefrom nor shall he permit the percol tion of the conte ts thereof so as to pollute the water supply in the ne ghbourhood

8 Ce s Pools shall not be constructed in sewered areas

9 PENALTY —

Whoever commits a breach of any of the above bye laws shall be punishable —

[a] with fine which may extend to fifty rupees and in the case of a continuing breach with fine which may extend to fifteen rupees for every day during which the breach continues after conviction for the first breach or

[b] with f ne which may extend to ten rupees for every day during which the breach continues after receipt of notice from the Commissioner to discontinue such breach

Bye-laws framed by the Corporation of Madras 3

Water Supply and drainage - Cess-pools

Bye-laws under section 349(5((e) and (6) to provide for the construction and cleansing of cess-pools

---

1 No owner or occupier of any premises shall construct a cess-pool

(a) without the written permission of the Commissioner

(b) otherwise than in accordance with the provisions of the bye-laws hereinafter contained

2 Every cesspool shall be constructed of good brick-work in cement or of such other material as may be approved by the Commr and shall have a smooth impervious lining and a backing of at least 9 inches of well puddled clay around and beneath such brickwork The top of the walls of every cesspool shall be at least 6 inches above the surface of the ground

3 Every cesspool shall be closely covered and fitted with an air-tight frame and cover or trap-door, a gully trap being provided at the terminal of the house drain where it enters the ces pool or at the commencement of the house drain where the drain is a covered or pipe drain

4 Every cesspool shall be ventilated by a cast-iron or galvanised iron pipe not less than 3 inches in diameter The ventilation pipe shall be protected at the top by a wire dome or mica flap opening outwards and shall be carried to a height of not less than 6 feet beyond the highest part of the eaves of any house within a distance of 30 feet therefrom

5 Every cesspool shall be of such dimensions as to hold at least twenty-four hours flow of the sullage or sewage of the premises drained thereby or shall be of such larger size as may be required by the Commissioner

6 No cesspool shall be situated within 20 feet of any well or 60 feet of any spring or stream of water from which water is drawn or likely to be drawn and used for drinking, domestic or manufacturing purposes

7 Every cesspool shall be constructed in such a manner and be situated in such a position as (a) to permit of any access for purposes of cleaning (b) to enable the contents thereof to be removed without being carried through any dwelling house or any building used or likely to be used for the manufacture, preparation or storage of articles of food or drink

8 No cesspool shall have by drain or otherwise, any outlet onto, or means of communication with any sewer unless an intercepting trap is placed between the cesspool and the sewer

9 Every cesspool shall be emptied and cleansed at ~~xxxxx~~ least once in every twenty-four hours or more often if so required by the Commissioner

10 The owner or occupier of any premises to which a cesspool is attached shall not allow the contents of the cesspool to overflow or soak therefrom nor shall he permit the percolation of the contents thereof so as to pollute the water-supply in the neighbourhood

Note - The owner or occipier may enter into a contract with the Commr unde section 197 for the removal of the contents of the cesspool by the corporation agency

11 Whoever commits a breach of any of the above bye-laws shall be punishable

(a) with fine which may extend to fifty rupees and in the case of a continuing breach with fine which may extend to fifteen rupees for every day during which the breach continues after conviction for the first breach, or

(b) with fine which may extend to ten rupees for every day during which the breach continues after receipt of notice from the Commissioner to discontinue such breach

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Draft Building Code for the City of Madras

Cess Pools and Sewage Tanks

--

Cesspools shall not be constructed without the written permission of the Engineer

A - POSITION

It shall be -

(a) not less than 20' from any well

(b) not less than 60' from any spring or stream of water, used or likely to be used for drinking or domestic purposes, or for the manufacture or preparation of articles of food or drink for human consumption, or for the cleaning of vessels with a view to the preparation or sale of such articles and otherwise in such a position as not to render any such water liable to pollution

B CONSTRUCTION

It shall be so constructed as to be impervious to liquid either from the outside or the inside, and if constructed of brick work shall be rendered inside with cement and sand in suitable proportions or properly asphalted, and if constructed in a soil liable to be water-logged shall be backed with not less than 9" of well-puddled clay The top of the walls of every cesspool shall be at least 6" above the surface of the ground

C PROVISION OF COVER AND TRAP

It shall be closely covered and fitted with an air-tight frame and cover or trap door, a gully trap being provided at the terminal of the house drain where it enters the cesspool or at the commencement of the house drain where the drain is a covered or pipe drain

D VENTILATION

It shall be ventilated by a cast-iron or galvanized iron pipe not less than 3" in diameter The ventilation pipe shall be protected at the top by a wire dome or mica flap opening outwards and shall be carried to a height of not less than 6' beyond th highest part of the eaves of any house within a distance of 30' therefrom

E SIZE OF CESSPOOL

It shall be of such dimensions as to hold at least twenty-four hours' flow of sullage or sewage of the premises drained thereby and shall be of such larger size as may be required by the Engineer

F CLEANSING OF CESSPOOL

It shall be so constructed and situated that there shall be ready means of access for cleansing it and for removing its contents without carrying them through any dwelling house, or public building or any building in which any person is employed in any manufacture, trade or business

Every cesspool shall be emptied and cleansed at least once in every twenty-four hours or more often if so required by the Engineer

The owner or occupier of any premises to which a cesspool is

attached shall not allow the contents of the cesspool to overflow or soak therefrom nor shall he permit the percolation of the contents thereof so as to pollute the water supply in the neighbourhood

Cesspools prohibited in sewered Areas

Cess-pools shall not be constructed in sewered areas

No 45 BYE-LAWS { for the construction and cleaning of cess-pools

1	Date of the Mysore Gazette in which the draft of the proposed byelaw was published by the Corporation	19-4-1951
2	Name and date of the respective local newspaper in which the draft of the proposed byelaw was published	Viswakarnataka D/- 31-3-1951 Daily Post D/- 9 4 1951
3	The date on which the draft of the proposed byelaw was further proceeded with by the Corporation after publication	17-11-1951
4	The period during which the printed copy was kept at the municipal office for inspection by public with reference to dates	From 9 4 1951
5	Were printed copies of the draft available for sale to persons requiring ther	Yes
6	Whether the byelaw is intended to supersede the existing byelaw on the subject and if so, the nurber and date of the notification under which the existing byelaw was issued	No As there are no bye-laws at present, fresh bye-laws have now been framed
7	Copies of the existing byelaw on the subject may be enclosed in each case with copy of the byelaw framed by the Corporation of Madras, if any	Copy of the Madras Corporation byelaws already forwarded with letter No A1(45)/52-53, D/-4 10 195[illegible]

N Sivaraliyya
Commissioner
City of Bangalore

Copy of letter No 506/52-53 dated 4th October 1952 from the Commissioner, Corporation of the City of Bangalore to the Secretary to Government, L.S G Department, Bangalore.

Subject Bye-laws framed under the City of Bangalore Municipal Corporation Act, 1949

Reference Paras 47, 49, 50, 51, 54 and 63 of these Notes.

As desired by Government the various bye-laws have been examined in separate files and the suggestions made in paras 10 and 36 of these notes have been carried out in the concerned draft bye-laws by taking necessary extracts of the relevant portion of the notes containing the suggestions and remarks on the various draft bye-laws.

Certain general remarks have been made in respect of the license fees which have been included in the draft bye-laws With reference to those remarks, the portion relating to the levy of license fees have omitted and a separate schedule showing the rates of license fees for the various matters mentioned in the Act will be issued in due course in a compendious manner

Each draft is forwarded to the Government separately and copies of the bye-laws of the Madras Corporation on which the draft bye-laws are based have been enclosed along with the concerned draft bye-laws. Two volumes containing the bye-laws of the existing Bangalore City Municipality and the Civil Station Municipal Commission are sent herewith for reference as separate copies of the bye-laws are not available The Government may be pleased to approve the byelaws and return them Arrangements will then be made to print them in English and Kannada in a book form incorporating the sanction of the Government in each case Six copies of such printed copies will be sent to Government

/ C O P Y /

For Secretary to Government,
L S G Department.

knr/

Appendix F G—1]

SUBJECT Bye laws for the Construction and cleaning of Tea pools

Section CH
File No 27-53
Serial No 27

No 2176 dt/15th May 53

Diary No of letter replied to

To

The Commissioner
Corporation of the city of Bdu
(Through the Mayor)

Sir

With reference to your
Letter no A 1 (CS) /52 53
dated 4 10 52 on the above
Subject, I am directed to
enquire whether bye-laws on
this Subject framed under
the old Laws are not in force
in the Corporation area if so
to communicate the number and
date of the order with which

General and Revenue Secretariat
( )
the *195*

Date of issue

Signed by

List of enclosures

Copied by

Examined by

they were to Sanctioned

It is presumed that the provisions of Sec 373 of the Corporation Act regarding publication of the Tax-laws in Kannada as the Mysore gazette is being complied with

Yours faithfully

for A.S.G Secy

Ras
5/5/53

G R S App F VI—G 2]

SUBJECT

11

CORPORATION OF THE CITY OF BANGALORE

No A.1 (45)/52-53

GENERAL & PUBLIC SECRETARIAT
1298
23 MAY 1953

CORPORATION OFFICES,
BANGALORE

Dated 22nd May 1953

C M 27-5356

FROM

THE COMMISSIONER,
CORPORATION OF BANGALORE,
BANGALORE

To

The Assistant Secretary to the Government of Mysore, Local Self-Government and Planning Departments, Bangalore

SIR

Subject - Bye-laws for the construction and cleansing of Cess-pools

With reference to your letter No L 2176/C M 27-53-27, dated the 15th May 1953, I write to say that there are no bye-laws on the subject now in force.

2 The provisions of section 373 of the Corporation Act regarding publication of the bye-laws in Kannada in the Mysore Gazette is being complied with.

Forwarded with compliments

(P Hanumanthiah)
Mayor.

Yours faithfully,

(K Henjerappa) 1915
Commissioner

10

they were Sanctioned

It is presumed that the provision of Sec 373 of the Corporation Act regarding the Rates & Taxes

G R S App F VI—G 2]

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *195*

Date of issue 195

Signed by

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette English Part ?

(v) translated ?

(v) placed at the disposal of the Press ?

(vi) published in the Gazette Kannada Part ?

6 Copies

Section C M

Serial No 27-53

File No 57

Proceedings of the Government of His Highness the Maharaja of Mysore

Read—

Correspondence relating to the Collection and A/c (45) 52-53 dated 22-5-53 from the Controller, C C B forwarding ~~Order thereon~~ No for sanction the draft of the Cess Bond to be executed by the Corporation for the Construction and deepening of the pools in the City of B'lore

Order No L 3273-76 13-6-53

The Cess Bond referred

13

To whom are sanctioned under Sec 370 of the Corporation Act and appended to this order

The Commissioner CCB is requested to arrange for the immediate publication in the Mysore Gazette, the Kannada and English and Kannada as required by Sec 373 of the Act

Sd/-
for Secy to GoK
10/6/53.

To

1) The Commissioner CC B. (through the Mayor)
2) " DPH
3) " Controller, S:A
4) " Secretary CCB

-sd- 10/6/53

List of Enclosures

Copied by

Examined by

WD 01406—GPB—12 000 —23 10 52

Notes —— 4
correspondence - 13